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June 17, 2005

VIA FACSIMILE AND REGISTERED
MAIL, RETURN RECEIPT REQUESTED

Ms. Barbara A. Nann, Assistant Regional Counsel
United States Environmental Protection Agency, Region 6
Superfund Division (6RC-S)
1445 Ross Avenue, Suite 1200
Dallas, Texas 75202-2733

Mr. M. Gary Miller, Remedial Project Manager
U.S. Environmental Protection Agency, Region 6
Superfund Division (6SF-AP)
1445 Ross Avenue, Suite 1200
Dallas, Texas 75202-2733

Re: Request for Conference, Unilateral Administrative Order For Remedial
Investigation/Feasibility Study, CERCLA Docket No. 06-05-05--Gulfco Marine
Maintenance Superfund Site in Freeport Texas (the "Site")

Dear Ms. Nann and Mr. Miller:

As you know, we represent The Dow Chemical Company ("Dow"). This letter confirms Dow's Request for a Conference under the Unilateral Administrative Order For Remedial Investigation / Feasibility Study, CERCLA Docket No. 06-05-05 (the "Unilateral Order"), as I requested today by telephone call to Ms. Barbara A. Nann, Assistant Regional Counsel.

Pursuant to Paragraph 94 of the Unilateral Order, this letter is written confirmation of Dow's request for a conference to discuss the Unilateral Order. By making this request, Dow does not waive its ability to proceed with negotiations on the Administrative Order on Consent ("AOC") and the Statement of Work ("SOW") involving the referral of the Site to the VCP as requested by Governor Perry. Dow hereby reserves all of its rights to continue negotiations on the AOC and SOW, and does not concede that the investigation at the Site will proceed under the Unilateral Order.

Subject to the above reservations and statements, Dow is able to meet for the requested conference at 10 a.m. on June 30, 2005 as stated in Mr. Coleman's June 6, 2005 cover letter to Mr. Morris.

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Ms. Barbara A. Nann and
Mr. Gary Miller
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Very truly yours,



Elizabeth A. Webb

cc: Ms. Sandi VanWormer - The Dow Chemical Company
Mr. Scott Magelssen - The Dow Chemical Company